

Practitioner's Docket No. BON-3338

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARKS OFFICE

In re application of:

Serial No.: 0 8/ 752,005

Group No. 3309

Filed: November 15, 1996

Examiner: G. Jackson

For: METHOD AND APPARATUS FOR USE IN ANCHORING A SUTURE

RECEIVED

FEB 4 X 1998

OC Publishing Division  
Corres/Allowed Files (01)Assistant Commissioner for Patents  
Washington, D.C. 20231

ATTENTION: GROUP DIRECTOR

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT AFTER  
MAILING DATE OF FINAL ACTION OR NOTICE OF ALLOWANCE  
BUT BEFORE PAYMENT OF ISSUE FEE (37 C.F.R. 1.97(d))

NOTE: An information disclosure statement shall be considered by the Office if filed after the mailing date of either (1) a final action under § 1.113 or (2) a notice of allowance under § 1.311, whichever occurs first, but before payment of the issue fee, provided the statement is accompanied by: (i) a certification as specified in paragraph (e) of section 1.97, (ii) a petition requesting consideration of the information disclosure statement, and (iii) the petition fee set forth in § 1.17(i).

NOTE: If the information disclosure statement that contains the items required by 37 C.F.R. 1.97(d) is filed before, or simultaneously with, the payment of the issue fee, then it will be considered. See Notice of April 20, 1992 (1138 O.G. 37-41, 40) and 37 C.F.R. 1.97(d).

TIME OF TRANSMITTAL OF ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT

1. The information disclosure statement transmitted herewith is being filed after a final action under § 1.113, or a notice of allowance under § 1.311, whichever occurs first, but before, or simultaneously with, the payment of the issue fee.

**WARNING:** "A petition for suspension of action to allow applicant time to submit an information disclosure statement will be denied as failing to present good and sufficient reasons, since 37 C.F.R. 1.97 provides adequate recourse for the timely submission of prior art for consideration by the examiner." Notice of July 6, 1992 (1141 O.G. 63).

## CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

## MAILING

☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

## FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office.

Date: 10/17/97

Signature

Inell Mahone

(type or print name of person certifying)

**CERTIFICATION, PETITION AND FEE**

2. In accordance with the requirements of 37 C.F.R. 1.97(d):
- A. Accompanying this transmittal is a certification, as specified in 37 C.F.R. 1.97(e).
  - B. Applicant hereby petitions for the consideration of the accompanying information disclosure statement. 37 C.F.R. 1.97(d)(ii).
  - C. Applicant submits the petition fee set forth in § 1.17(i) (\$130.00).

NOTE: "The petition should be directed to the Group Director of the examining group handling the application. The petition need do nothing more than request consideration of the information being submitted." Notice of April 20, 1992 (1138 O.G. 37-41, 40).

**FEE DUE**

3. Petition fee due (§ 1.17(i)): \$130.00

**METHOD OF PAYMENT OF FEE**

4.

- ☒ Attached is a check for \$130.00.  
☐ Charge Account \_\_\_\_\_ \$130.00.

A duplicate of this petition is attached.

If any additional petition fees are due, please charge Account 20-0090.

  
SIGNATURE OF PRACTITIONER

Reg. No. 24,042

CALVIN G. COVELL

(type or print name of practitioner)

Tel. No. (216) 621-2234

1111 Leader Building

P.O. Address

Customer No.:

Cleveland, OH 44114-1400

(Transmittal of Information Disclosure Statement after Mailing Date of Final Action or Notice of Allowance But before Payment of Issue Fee [6-5]—page 2 of 2)

DH  
10-1  
#7IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Peter M. Bonutti  
Serial No. : 08/752,005  
Filed : November 15, 1996  
Title : METHOD AND APPARATUS FOR USE IN  
ANCHORING A SUTURE  
Art Unit : 3309  
Examiner : G. Jackson  
Attorney Docket : BON-3338

Cleveland, OH 44114-1400

October 17, 1997

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement is being filed to fulfill the duty of candor and good faith toward the Patent and Trademark Office in accordance with 37 CFR §1.56.

Below is a list of information which persons substantively involved in the preparation of the above-identified application are aware and believe that a reasonable Examiner may consider important to deciding whether to allow the application.

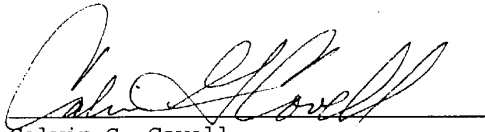
Although a search to locate the best information may have been made, this document is not a representation that such a search has been made and is not a representation that no other

information exists. However, this document is not to be construed as being an admission that any of the items set forth in the list is "material" as defined in 37 CFR §1.56(b). Copies of the items and PTO Form 1449 have been attached.

Item

U.S. Patent No. 5,626,614 To Hart

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Calvin G. Covell", is written over a horizontal line.

Calvin G. Covell  
Reg. No. 24,042

TAROLLI, SUNDHEIM, COVELL, TUMMINO & SZABO  
1111 Leader Building  
Cleveland, OH 44114-1400

(216) 621-2234